IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

FIRST APPEAL NO.501 OF 2007

Shri Punjaram M. Jadhav Appellant
vs.
1. Shri Sayyad A.Abdul Karim & ors. Respondents

Mr.G.M.Keluskar for the appellant.

Mr.Rameshwar Gite for respondent no.1.

Mrs.P.H.Kantharia, AGP for State.

CORAM : ANOOP V. MOHTA,J.

DATED : 16th July, 2007

P.C.

On an application dated 21.10.1986 under section 19 of the Bombay Public Trusts Act, for the purposes of registration "Chand Peer Darga" as public trust, the appellant being the owner of the Assistant Charity Commissioner has registered the trust and the certificate has been issued accordingly. The order was passed after hearing both the parties. In the result, the Enquiry no.64/1987 and enquiry no.116/88 have been disposed of accordingly.

2. Being aggrieved by the said application/revision under Section 70-A of the Bombay Public Trust Act,1950 was moved before the Joint Charity Commissioner. The revisional court, after considering the material placed on record, refused to set aside the finding against the

issue of property and trustship of the trust.

3. Therefore, another application was filed before the Joint Charity Commissioner, after hearing both the parties, the authority has confirmed the order and rejected the civil application no.4/1998. Therefore, the present first appeal.

4. After perusal of the reasoning given by all the authorities below, based on the material available on record, there is no case made out by the appellant to interfere in those findings granting registration as prayed.

5. There is no question of law involved in the matter. The finding of fact therefore in the absence of any contra-material and any perversity in arriving at such conclusion by the courts below, I am of the view that there is no case made out by the appellant to interfere with those findings arrived at by the authorities below, the appeal is therefore dismissed.

[ANOOP V. MOHTA,J.]